IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 9TH MARCH 2007 / 18TH PHALGUNA 1928

Crl.Rev.Pet.No. 1053 of 2007(E)

CRA.470/2003 of ADDL. SESSIONS COURT (ADHOC)-II, ALAPPUZHA
CC.329/2001 of JUDL.MAGISTRATE OF FIRST CLASS COURT -I, ALAPPUZHA

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REVN. PETITIONER/ APPELLANT/ACCUSED:

BIJU, S/O.RAMACHANDRAN,
MADATHIL, KAVALAM P.O., ALLEPPEY DIST.

BY ADV. SRI.T.R.HARIKUMAR

RESPONDENTS/RESPONDENTS/ COMPLAINANT:

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1. AISHA BEEVI, ANAZ MANZIL,
CHUNGAM, ALLEPPEY.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 09/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU,J

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Crl.R.P.NO.1053 OF 2007

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Dated this the 9th day of March,2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.50,000/- to the complainant under Section 357(3) Cr.P.C and in default to undergo simple imprisonment for three months .

2. The counsel for the revision petitioner has only sought for modification of sentence and for time to make the payment. In the circumstances, sentence is modified as imprisonment till the rising of the court. The rest of the sentence is affirmed. The revision petitioner is granted four months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate Court-I, Alappuzha on 16.07.2007 to receive sentence.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE

dvs